

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

Public Services – Sri C. Mutyala Reddy, formerly Senior Assistant office of the District, Medical and Health Officer, Ananthapur– Departmental proceedings under Rule-20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Articles of charges – Issued.

HEALTH, MEDICAL & FAMILY WELFARE (VC-1) DEPARTMENT

G.O.Rt.No. 191

Dated: 03 -02-2012!

Read the following:

G.O.Ms.No.26, HM& FW (VC1) Dept, Dt.03 -02-2012.

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O R D E R:

It is proposed to hold an enquiry against Sri C. Mutyala Reddy, formerly Senior Assistant office of the District, Medical and Health Officer, Ananthapur in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, control and Appeal) Rules, 1991.

2. The substance of the imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom the articles of charges are proposed to be sustained are enclosed (Annexure-III and IV).

3. Sri C. Mutyala Reddy, formerly Senior Assistant office of the District, Medical and Health Officer, Ananthapur is directed to submit his written statement of defence within 15 days from the receipt of this order.

4. Sri C. Mutyala Reddy, formerly Senior Assistant office of the District, Medical and Health Officer, Ananthapur is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each articles of charge.

5. Sri C. Mutyala Reddy, formerly Senior Assistant office of the District, Medical and Health Officer, Ananthapur is further informed that if he does not submit his written statement of defence on or before the date specified in para-3 above further action will be processed based on the material available.

6. Attention of Sri C. Mutyala Reddy, formerly Senior Assistant office of the District, Medical and Health Officer, Ananthapur is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Sri C. Mutyala Reddy is aware of such representation and that, it has been made at his instance and action will be taken against him for violation of Rule 20 of A.P.Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.R.KISHORE

PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri C. Mutyala Reddy, Retired Senior Assistant
office of the District, Medical and Health Officer, Ananthapur
through the Director of Public Health & Family Welfare
(2 copies for service and return)

(PTO)

The Director of Public Health & Family Welfare, Hyderabad

Copy to:

The District, Medical and Health Officer, Ananthapur

The General Administrative (V& E) Department!

The Secretary to Vigilance Commissioner,

A.P.Vigilance Commission, Hyderabad.

SF/SC.

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ANNEXURE-1.

ARTICLE OF CHARGE FRAMED AGAINST Sri C. MUTYALA REDDY, Senior Asst (Retd) O/o DM&HO, ANANTHAPUR

Article -1: That, Sri C. Mutyala Reddy, while working as Senior Asst O/o DM&HO, Ananthapur has not followed the procedure for purchase of the drugs during the year 2008-2009 and 2009-2010 duly violating the Article 125 of APFC as amended vide G.O.Ms.No.489, Finance (TFR-I) Dept, Dt.8-12-2008, at higher rates by taking quotations from three firms and placed purchase orders to two firms instead of calling tenders through public advertisement by showing favoritism by hand picking few selected firms every year and issued purchase orders in their favour. This was resulted in loss of Govt. Funds to the tune of Rs.30.75 lakhs during the years 2008-09 and 2009-1010 alone.

Article-2: That he had exhibited negligence in discharging his duties and conduct unbecoming a member of service and thereby contravened Rule 3 of APCS (Conduct) Rules, 1964.

K.R.KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF THE
ARTICLES OF CHARGE FRAMED AGAINST Sri C. MUTYALA REDDY, SENIOR
ASST (RETD) O/O DM&HO, ANANTHAPUR.

Sri C. Mutyala Reddy was joined into Government service as Health Asst on 03-9-1970. His date of birth is 01-07-1952 and he retired from service on attaining the age of superannuation on 31-8-2010. On promotion as Senior Asst on 10-7-1992 and he worked as Senior Asst O/o DM&HO, Ananthapur from 29-6-1998 to 31-8-2010 till his retirement. While working as Senior Asst O/o the DM&HO, Ananthapur he processed for purchase of the medicines to a tune of Rs.42.96 lakhs during the year 2008-2009 & 2009-2010 through quotations by placing four purchase orders with each purchase order exceeding Rs.5.00 lakhs, which against the Article 125 of A.P.Financial Code, as per the code "Open tender system should be adopted for all orders in excess of Rs.5,000/-" and the enhancing the limited tender system from Rs.5,000/- to Rs.5.00 lakhs in G.O.Ms.No.489, Finance (TFR-I) Dept, Dt.8-12-2008,

He has processed the purchase file for the medicines under 10% emergency drugs component during the year 2008-09 and 2009-2010 from the two firms namely Sree Durga Agencies, Hyderabad (Rs.30.48 lakhs) and Sri Health Care, Hyderabad (Rs.11.22 lakhs) for the worth of Rs.41.81 lakhs at higher rates instead of calling for tenders through public advertisement, shown favoritism, by hand picking few selected firms every year and issued purchase orders in their favour. This has resulted in loss of Govt. funds to the tune of Rs.30.75 lakhs during the year 2008-2009 and 2009-10 alone.

The Government in G.O.Ms.No.489 Finance (TFR.1) Dept, Dt.8-12-2008 has issued clear instructions for a open tender system when the estimated value of the order is to be placed is Rs.5,00,000/- or over.

It is clearly evident that Sri C. Mutyala Reddy, while working as Senior Asst has not brought to the notice of the purchase rules and for violating Article 125 of APFC as amended vide G.O.Rt.No.489 Dt8-12-2008 and misleading the higher authorities for issue of purchase orders to two firms being a Govt servant, violating the Conduct Rules. For the above mentioned acts, he is held responsible.

K.R.KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT

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ANEXURE –III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE IS PROPOSED TO BE SUSTAINED.

1. G.O.Ms.No.489, Finance (TFR.I) Dept, Dt.8-12-2008
2. DM&HO, Ananthapur Lr.Rc.No.Stores/G1/09, Dt.7-7-2009, Dt20-8-2009 addressed to the Executive Engineer, APMHIDC, Drugs Wing, Ananthapur
3. Lr.No. Drugs/Non-Availability/Drug stores/ATP/09-10, Dt.9-7-2009 of EE I/c, APMHIDC Division, Ananthapur
4. Lr.No. CDS/ATP/Non-Availability//9-10, Dt.27-8-2009 of EE APMHIDC Division, Ananthapur
5. DM&HO, Ananthapur Rc.No.Stores/G1/09, Dt. -7-2009 addressed to four agencies.
6. DM&HO, Ananthapur Rc.No.Stores/G1/09, Dt. 28 9-2009 addressed to three Agencies
7. DM&HO, Ananthapur Rc.No.Stores/G1/08, DT.18-3-2008 addressed to three agencies.
8. DM&HO Ananthapur Rc.No.Stores/G1/08, dt.23-3-2008 to Sri Durga Agencies,
9. DM&HO, Ananthapur Rc.No.Stores/G1/2009, DT.5-8-2009 to M/s Shri Health Care,
10. DM&HO Ananthapur Rc.No.Stores/G1/09, dt. -3-2009 to Sri Durga Agencies
11. DM&HO, Ananthapur Rc.No.Stores/G1/Epid/09, Dt. -09-09 to Sri Durga Agencies
12. Tax invoice of Hari Medical Agencies, Hyd to Sri Durga Agencies, Hyd
13. Tax invoices of Srinivasa Medical Distributors, Hyd to Durga Agencies,
14. DM&HO, Ananthapur Prcg.D.Dis,.No.Stores/G1/09, DT. -3-09.
- 15 . Any other documents during course of Inquiry.

K.R.KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE IS PROPOSED TO BE
SUSTAINED.

-NIL-

K.R.KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT

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